



U.S. Department of Justice

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May 21, 2020

BY EMAIL ONLY

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Re: *Bing Guan, et al. v. Chad F. Wolf, et al.*,
Civil No. 19-CV-6570 (PKC/JO)

Dear Counsel:

We represent the Defendants in the above-referenced action. In accordance with the scheduling order previously endorsed by the court, enclosed please find courtesy service copies of Defendants' motion to dismiss the complaint for lack of subject matter jurisdiction, Federal Rule of Civil Procedure 12(b)(1), and for failure to state a claim upon which relief may be granted, Federal Rule of Civil Procedure 12(b)(6). Enclosed please also find courtesy service copies of the memorandum of law, declaration, and exhibits in support of said motion. Pursuant to Judge Chen's individual practice rules, these papers are being served but not filed at this time; they will be filed with the rest of the briefing bundle once briefing has been completed. Pursuant to those same rules, only a copy of this cover letter is being filed on the public docket at this time.

Counsel for Plaintiffs

Guan v. Wolf, No. 19-6570 (PKC/JO)

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We look forward to receiving your opposition papers in due course. Until then, we remain,

Very truly yours,

RICHARD P. DONOGHUE

United States Attorney

By: /s/ {FILED ELECTRONICALLY}

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cc (cover letter only w/o Exhibits): ECF docket in 19-CV-6570

Encls.: Notice of Motion to Dismiss

Memorandum of Law

Declaration of Michael B. Firing

Exhibits 1-10 in Support of Motion